

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s) : Kolesnikov et al.
Serial No. : 09/806,645
For : TOPICAL COMPOSITIONS COMPRISING AN
OPIOID ANALGESIC AND AN NMDA
ANTAGONIST
Filed : July 12, 2001
Examiner : Lauren Q. Wells
Art Unit : 1617

745 Fifth Avenue
New York, NY 10151

EXPRESS MAIL

Mailing Label Number: EV28857924 US

Date of Deposit: December 15, 2003

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" Service under 37 CFR 1.10 on the date indicated above and is addressed to: Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Charles Jackson
(Typed or printed name of person mailing paper or fee)

Charles Jackson
(Signature of person mailing paper or fee)

RECEIVED
MAR 05 2004
TECH CENTER 1600/2900

NOTICE OF APPEAL

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision of the final Office Action, mailed September 17, 2003. Our check in the amount of

\$165.00 is enclosed to cover the appeal fee required by 35 U.S.C. §41(a)(6) and 37 C.F.R.
§1.17(e).

Please charge any additional fees required for the Notice of Appeal or otherwise
occasioned by this paper or credit any overpayments to Deposit Account No. 50-0320.

This Notice is being filed in triplicate.

Respectfully submitted,

FROMMER LAWRENCE & HAUG LLP
Attorneys for Applicants

By:



Thomas J. Kowalski

Reg. No. 32,147

Amy Leahy Ph.D.

Reg. No. 47,739

Phone: (212) 588-0800